

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
WESTERN DIVISION

Marty Noble and Holli Telford,	)	CIV. 17-5088
	)	
	)	
	)	
Plaintiffs,	)	CLERK'S ENTRY OF DEFAULT
	)	
vs.	)	
	)	
American Nat'l Property & Cas. Ins. Co.,	)	
Boardwalk Property Management Co., Kevin	)	
West, Lehi Oasis, LLC, David L. Parker, Austin	)	
B. Cales, Jered Eldridge in his official capacity,	)	
Robert J. Poulsen, Poulsen and Skousen, and	)	
Larry Deiter, in his official capacity as Dir. for	)	
the Div. of Ins. for the State of South Dakota,	)	
	)	
Defendants.	)	

On December 27, 2017, Plaintiffs Marty Noble and Holli Telford moved for entry of default against defendant American National Property & Casualty Insurance Co. ("American National") pursuant to Rule 55 (a) of the Federal Rules of Civil Procedure. Doc. 28.

Plaintiffs filed their original Complaint on November 17, 2017. Doc. 1. Summonses were issued on November 24, 2017. Doc. 5. On November 27, 2017, a summons and a copy of Plaintiffs' First Amended Complaint were served on American National pursuant to S.D.C.L. 58-6-39. Doc. 23 at 3. The First Amended Complaint was filed a week later on December 4, 2017. Doc. 8. American National's answer was due on December 18, 2017.

Rule 55 (a) provides that "[w]hen a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk must enter the party's default." The time for American National to answer has passed. Accordingly, the Clerk files this Entry of Default in favor of Plaintiffs and against American

National pursuant to Rule 55(a) of the Federal Rules of Civil Procedure.

Dated this 28<sup>th</sup> day of December, 2017.

JOSEPH HAAS,  
CLERK OF COURT

BY /s/ Tammy Ludeman  
Tammy Ludeman  
Deputy in Charge  
515 Ninth Street, Rm 302  
Rapid City, SD 57701